

MINUTES OF FEBRUARY 9, 2022

GARFIELD COUNTY FEDERAL MINERAL LEASE DISTRICT

817 Colorado Avenue, Suite 201

Glenwood Springs, Colorado

1. Call to Order at 9:00 a.m.

2. Roll called by Administrative Asst: Director Gregg Rippy, Present

Quorum established.

Also in attendance:

Director Mike Samson,

Director Steve Rippy, Excused

Andrew Gorgey, General Counsel

Stefanie Davis, Administrative Assistant

Sheana Fedirko, Balanced Books and Accounting (Zoom)

Dave Reynolds, Town Manager, Town of New Castle

Jeff Simonson, Engineer, Town of New Castle

Jessica Bowser, Asst. City Engineer, City of Glenwood Springs

Jeanne Golay, LoVa

3. Additions or Changes to Agenda.

General Counsel recommended moving Agenda Item 10(a)(i) 19-J-01; LoVa Meet Me in the Middle; Town of New Castle Quarterly Report to before Agenda Item 4 to accommodate the grantees present. MOTION by Director Samson second by President Rippy. PASSED vote of 2-0.

4. 10(a)(i) 19-J-01; LOVA Meet Me in the Middle; Town of New Castle Quarterly Report

Mr. Reynolds reported that, working closely with CDOT, they have located exactly where the bridge will be. The involved parties agreed on a downstream location that had been in the original plans. The private property owner affected by this decision will now deal separately with CDOT to locate his waterline through CDOT's property. This decision allowed Town of New Castle to apply for Special Use Permit through CDOT, and the west side of the project has been put out for bid. The approximate cost of this bridge is now approximately \$1.2 million.

City of Glenwood Springs has signed an A-line Break Agreement with CDOT. An A-line, or access line, is a restriction of access to/from a transportation facility. City of Glenwood Springs is ready to put the project out for bid.

Jeanne Golay is looking for additional funding; she has approached RFTA; their staff is knowledgeable about the project, and the board is receptive. She is also seeking other funding sources. The LoVa team anticipates that by the next time they report to the FMLD board, firm pricing will be in place, and funding sources identified. General Counsel asked if the LoVa team will have concrete, useful answers by the April board meeting. Mr. Reynolds stated they would.

Directors Rippy and Samson congratulated the team on their successes to date, acknowledging the complexity of the project.

5. Approval of Minutes.

a. December 8, 2021

MOTION to approve by Director Samson second by President Rippy. PASSED vote of 2-0.

b. January 28, 2022

MOTION to approve by Director Samson second by President Rippy. PASSED vote of 2-0.

6. Consent Calendar.

- a. Approve Expenses
- b. Requests for Payment
 - i. 19-FT-08; Town of Silt; Wastewater Collection Improvement Project; \$300,000.00
 - ii. 20-FT-05; Town of Silt; 7th Street Improvements; \$200,000.00
 - iii. 20-SM-04; City of Glenwood Springs, Sayre Park Improvements; \$24,987.00
- c. Request to Authorize President to Transfer Funds: Project Account Balance \$29,096.92 (20-SM-04; City of Glenwood Springs, Sayre Park Improvements; \$24,987.00 (outstanding); Net Balance \$4,109.92; Total Requested Payments \$500,000.00 with \$0.00 to Forfeited Grants; Suggested Transfer: \$500,000.00.

7. Comments from Public on Items Not Scheduled on the Agenda.

None

8. Reports or Updates.

- a. Financial Reports

Bookkeeper reported that McMahan & Associates completed field work in the FMLD offices on February 3, 2022, for 2021 financial statements. Some questions about outstanding and forfeited grants, but otherwise no issues.

General Discussion of Balance Sheet and P&L Report; expenses are as expected. Current expense report was amended and re-distributed to the Directors; inclusive of (2) grant reimbursement requests from the Town of Silt totaling \$500,000.00. Motion to accept Financial Reports by Director Samson, second by President Rippy, PASSED vote of 2-0.

- b. Correspondence

The Administrative Assistant reported on some e-mail correspondence. regarding eligibility of certain projects for the Spring Grant Cycle.
- c. Staff Reports
 - i. Administrative Assistant to the Board.

Administrative Assistant reported that Align Multimedia could not access the website to post the meeting notice for January 28, 2022. The problem was not addressed by February 1, the date to make our Spring Cycle 2022 grants available. After several days, the problem was remedied.
 - ii. General Counsel.

General Counsel and Administrative Assistant conduct team meetings twice monthly. meet meetings. Thanks to the Administrative Assistant for her exceptional work on the Annual Luncheon.

McMahan and Associates conducted field work in the District Office on February 3; draft audited financials are expected on March 9 for the Board's approval. McMahan will file the audited financials with the State Auditor's Office after Board approval. The District posts a copy on its website and retains a hard copy in the District Office. FMLD's budget was filed with DOLA on time and accepted by DOLA.

Expanding upon Administrative Assistant's report about SIPA, General Counsel concurred and emphasized that their response to us was unacceptable. Meeting Notice was lawfully posted at the Garfield County Courthouse. Administrative Assistant emailed the Grant Application timely to more than 100 former grant recipients and government entities on February 1.

9. Items Removed From Consent Calendar.

None

10. Unfinished Business.

11. New Business.

a. Grant Issues & Updates

i. Election of Officers

Mike Samson nominated Gregg Rippey for president, seconded by President Rippey.

PASSED vote of 2-0. One-year term.

Mike Samson nominated Steve Rippey for secretary, seconded by President Rippey.

PASSED vote of 2-0. One-year term.

ii. Review of Investment Policy

Annual review of investment policy. General Counsel reported that longtime advisor Ben Mendenhall separated from Public Trust Advisors September 2021. Replacement appears to be Sherry Villafane, who has not contacted the District. General Counsel expressed concern, stating the District may consider a different investment firm.

Request to able further action on investment policy until next meeting. MOTION to approve by Director Samson second by President Rippey. PASSED vote of 2-0.

Direction to staff.

12. Other Business.

Director Samson has a calendar conflict with the April 13 board meeting date. Meeting will be moved to Tuesday, April 12 at 9:00 am at the District Office, is Director Steve Rippey is available.

13. Executive Session

None

14. Next Meeting.

Wednesday, March 9, 2022, 9:00 a.m. - District Office

15. Adjourn.

Adjourned at 10:22 a.m.